

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

MARCUS D. JARNIGAN, )  
                          )  
Petitioner,           )  
                          )  
v.                     ) Nos.: 3:08-CR-007-TAV-CCS-1  
                          )                           3:12-CV-092-TAV  
UNITED STATES OF AMERICA, )  
                          )  
Respondent.           )

**JUDGMENT ORDER**

In accordance with the accompanying memorandum, petitioner's motion to vacate, set aside or correct sentence [Doc. 105] is **DENIED**. Petitioner's motions to supplement his § 2255 motion [Doc. 112, 113, 114, 115, 116] are **DENIED**. Petitioner's motion to expand the record [Doc. 117] is **DENIED as moot**. This action is **DISMISSED**. The Court **CERTIFIES** that any appeal from this action would not be taken in good faith and would be totally frivolous. Therefore, this Court will **DENY** petitioner leave to proceed *in forma pauperis* on appeal. Petitioner having failed to make a substantial showing of the denial of a constitutional right, a certificate of appealability **SHALL NOT ISSUE**.

**E N T E R :**

s/ Thomas A. Varlan  
CHIEF UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT

\_\_\_\_\_  
s/ Debra C. Poplin  
CLERK OF COURT